UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF NEW YORK

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DAREN HOFFMAN,

                                        Plaintiff,

                v.   3:09-CV-669
                                                                (FJS/DEP)

MICHAEL ASTRUE, Commissioner of
Social Security,

                                        Defendant.

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APPEARANCES   OF COUNSEL

LACHMAN & GORTON   PETER A. GORTON, ESQ.
1500 East Main Street
P.O. Box 89
Endicott, New York 13761-0089
Attorneys for Plaintiff

SOCIAL SECURITY ADMINISTRATION   SHEENA V. BARR, SAUSA
OFFICE OF REGIONAL COUNSEL
Region II
26 Federal Plaza – Room 3904
New York, New York 10278
Attorneys for Defendant

SCULLIN, Senior Judge

ORDER

On April 16, 2010, Magistrate Judge Peebles so ordered the parties' "Consent Order to

Remand pursuant to sentence 4 of 42 U.S.C. § 405(g)." *See* Dkt. No. 18. The Court entered

judgment as a result of that Consent Order, reversing Defendant's final decision and remanding

the matter to Defendant for further administrative action. *See* Dkt. No. 19.

On April 29, 2010, Plaintiff filed a motion for attorney's fees pursuant to the Equal

Access to Justice Act, in which he sought attorney's fees in the amount of $5,991.37. *See* Dkt.

No. 20. On May 17, 2010, Defendant filed a letter, in which he stated that he had no objection to

Plaintiff's motion for attorney's fees. *See* Dkt. No. 21.

Having reviewed the parties' submissions and the applicable law and, in light of

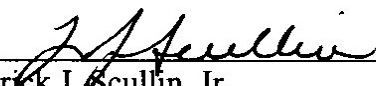Defendant's consent to Plaintiff's motion, the Court hereby

ORDERS that Plaintiff's motion for attorney's fees pursuant to the Equal Access to

Justice Act, 28 U.S.C. § 2412(d), is **GRANTED**; and the Court further

ORDERS that Defendant shall pay attorney's fees in the amount of **$5,991.37** directly to

Plaintiff's counsel; and the Court further

ORDERS that the Clerk of the Court shall amend the judgment to reflect this award of

attorney's fees.

IT IS SO ORDERED.

Dated: May 19, 2010
        Syracuse, New York

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Frederick J. Scullin, Jr.
Senior United States District Court Judge